

## **REMARKS/ARGUMENTS**

### **1.) Allowable Subject Matter**

The Applicants thank the Examiner for the indication that claims 9-12 are allowable.

### **2.) Claim Rejections – 35 U.S.C. §103(a)**

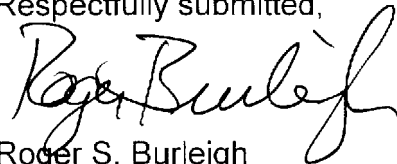
The Examiner has rejected claims 5-8 as being unpatentable over Herzog (US 6,891,801) in view of Hameleers, *et al.* (US 6,928,067). Whereas **the present application and Hameleers were, at the time the invention was made, commonly owned by Telefonaktiebolaget LM Ericsson**, Hameleers is disqualified from being used in a rejection under 35 U.S.C. 103(a) against the claims of the present application. Therefore, claims 5-8 are patentable over Herzog in view of Hameleers.

## **CONCLUSION**

In view of the foregoing remarks, the Applicants believe all of the claims currently pending in the Application to be in a condition for allowance. The Applicants, therefore, respectfully request that the Examiner withdraw all rejections and issue a Notice of Allowance for claims 5-12.

The Applicants request a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



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